IN THE HIGH COURT OF JUDICATURE AT BOMBY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 8630 OF 2006

Shri Anant Arjun Madhavi
and Ors. .....Petitioners.

V/s

Shri Dwarkanath Halya Bhokare
and Ors. .....Respondents.

Mr. Vishwajit i/b Mr. A.S. Gadkari for Petitioners.

Mr. Ramesh A. Karale for Respondent Nos. 1 to 13.

CORAM: S.J. VAZIFDAR, J.
DATE : 31st January, 2007

P.C:

1. The plaintiffs-respondents are dominus litis. The respondents contend that they claim no reliefs against the Petitioners who are the owners of the suit property. The only reliefs which they claim are against the defendants.

2. It is agreed by the respondents and, indeed, it must be so, that the Petitioners cannot and shall not be affected by any orders passed in the suit, interim or final, if they are not made parties to the suit. Further, the respondents shall not rely upon either the proceedings or

any orders that may be passed therein to raise any claim or contentions against the Petitioners before any other court or any authorities. Indeed, this must be so in view of the Petitioners having been denied their right to even appear in Court.

3. With the above clarification, Writ Petition is dismissed.